

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

Bail Appl..No. 6983 of 2007()

CRMP.10077/2007 of J.M.F.C.-III, PUNALUR
CRIME NO.428/07 OF KUNNICODU POLICE STATION
.....

PETITIONER/ACCUSED

MANIYAN, AGED 54,
S/O.NARAYANAN, USHA BHAVAN, KARYARA MURI,
VILAKKUDI VILLAGE, MUNGODU MURI,
PATHANAPURAM.

BY ADV. SRI.VARGHESE C.KURIAKOSE
SRI.PRAVEEN K. JOY

RESPONDENTS: COMPLAINANT AND STATE

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1. STATE OF KERALA, REP. BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.
 2. SUB INSPECTOR OF POLICE,
KUNNICODU POLICE STATION.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 19/11/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R. BASANT, J.

B.A. NO. 6983 of 2007

Dated this the 19th day of November, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. 21.5 litres of Indian Made Foreign Liquor was allegedly recovered from the possession of the petitioner on 4/11/07. The recovery was from the house. The learned Public Prosecutor admits that the petitioner has no history of any criminal antecedents. He was arrested and continues in custody from 4/11/07.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) The application is allowed.

(b) The petitioner shall be released on bail on the following terms and conditions:

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(i) The petitioner shall execute a bond for Rs.50,000/- with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall make himself available for interrogation before the Investigating Officer on all Mondays between 10 a.m. and 12 noon for a period of one month and thereafter as and when directed by the Investigating Officer in writing to do so.

Nan/

(R. BASANT, JUDGE)